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Chief Judge Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

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UNITED STATES OF AMERICA,

Plaintiff,

v.

HUAWEI DEVICE CO., LTD., and
HUAWEI DEVICE USA, INC.,

Defendants.

NO. CR19-0010RSM

ORDER CONTINUING TRIAL

17   The Court has considered the representations made by the parties at the February

18 28, 2019 arraignment regarding the substantial volume of discovery and the complexity

19 of the case.

20   THE COURT FINDS, for all of the reasons set forth by the parties, that the failure

21 to grant a continuance would deny counsel for the defendants the reasonable time

22 necessary for effective preparation, taking into account the exercise of due diligence. *See*

23 18 U.S.C. § 3161(h)(7)(B)(iv).

24   THE COURT FURTHER FINDS, considering the complexity of this case due to

25 the nature of the prosecution and the charges contained in the Indictment, that it would be

26 unreasonable to expect adequate preparation for pretrial proceedings or for the trial itself

27 without a continuance of the trial and pretrial motions dates. *See id.* § 3161(h)(7)(B)(ii).

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ORDER CONTINUING TRIAL/HUAWEI DEVICE CO. et al. - 1

1   THE COURT FURTHER FINDS, pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B),

2   that the ends of justice served by continuing the trial in this case outweigh the interest of

3   the public and of the Defendants in a more speedy trial.

4   IT IS THEREFORE ORDERED that the trial in this case shall be continued until

5   March 2, 2020, and that the period of time from the date of this Order, up to and

6   including the new trial date, shall be excludable time under 18 U.S.C. § 3161(h)(7)(A).

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8   DATED this 1st day of March, 2019.

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12   RICARDO S. MARTINEZ

13   CHIEF UNITED STATES DISTRICT JUDGE

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16   Presented by:

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18   ANNETTE L. HAYES

19   First Assistant United States Attorney

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21   /s/ Todd Greenberg

    TODD GREENBERG

22   THOMAS M. WOODS

    Assisted United States Attorneys

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24

25   /s/ Robert Westinghouse

    ROBERT WESTINGHOUSE

26   JAMES HIBEY

    BRIAN M. HEBERLIG

27   Counsel for the Defendants

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ORDER CONTINUING TRIAL/HUAWEI DEVICE CO. et al. - 2

UNITED STATES ATTORNEY
700 STEWART STREET, SUITE 5220
SEATTLE, WASHINGTON 98101
(206) 553-7970